

HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P. O. Box 272400  
Fort Collins, Colorado 80527-2400



2123  
PATENT APPLICATION

ATTORNEY DOCKET NO. 10971308-1

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): John G. McBride

Confirmation No.:

Application No.: 09/273,784

Examiner: Phan, T.

Filing Date: March 22, 1999

Group Art Unit: 2123

Title: Method And Apparatus For Evaluating The Quality Of Network Nodes

COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

RECEIVED  
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Group 2100

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment ( ) Petition to extend time to respond  
( ) New fee as calculated below ( ) Supplemental Declaration  
(X) No additional fee (Address envelope to "Box Non-Fee Amendments")  
( ) Other: \_\_\_\_\_ (fee \$ \_\_\_\_\_)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS	20	MINUS	20	= 0	X \$18	\$ 0
INDEP. CLAIMS	3	MINUS	3	= 0	X \$84	\$ 0
[ ] FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ \$280	\$ 0
EXTENSION FEE	1ST MONTH \$110.00	2ND MONTH \$400.00	3RD MONTH \$920.00	4TH MONTH \$1440.00		\$ 0
OTHER FEES					\$	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$	0

Charge \$ 0 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

John G. McBride

By 

Daniel R. McClure

Attorney/Agent for Applicant(s)  
Reg. No. 38,962

Date: 01/09/2002

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit: 01/09/2002

Typed Name: Hui Chin Barnhill

Signature: 

Telephone No.: (770) 933-9500

Attach as First Page to Transmitted Papers



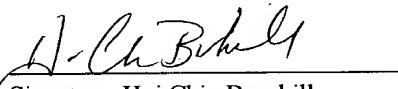
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: )  
John G. McBride ) Group Art Unit: 2123  
Serial No.: 09/273,784 ) Examiner: Phan, T.  
Filed: March 22, 1999 ) HP Docket No. 10971308-1  
For: METHOD AND APPARATUS FOR ) TKHR Dkt. No. 50814-1470  
EVALUATING THE QUALITY )  
OF NETWORK NODES )

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on January 9, 2002.

  
Signature: Hui Chin Barnhill

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**RESPONSE TO SECOND OFFICE ACTION**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

The Office Action mailed December 5, 2001 (Paper No. 5), has been carefully considered. In response thereto, Applicant respectfully requests consideration of the following remarks.

**REMARKS**

**Present Status of Application**

The Office Action rejected all claims 1-20. Specifically, claims 15-20 were rejected under 35 U.S.C. § 101. Claims 1-20 were rejected under 35 U.S.C. § 102(b) as being